IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

WP(C).No. 34541 of 2007(K)

PETITIONER:

BHASKARAN N.V.
NARATH VAYALIL HOUSE,
PO PUTHUPANAM, VADAKARA,
KOZHIKODE.

BY ADV. SRI.G.PRABHAKARAN

RESPONDENT:

THE REGIONAL TRANSPORT OFFICER,
VATAKARA.

BY GOVERNMENT PLEADER SRI.GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 22/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
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W.P.(C) NO. 34541 OF 2007 K
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Dated this the 22nd day of November, 2007

J U D G M E N T

The non acceptance of current Motor Vehicle Tax in respect of Stage Carriage Vehicle KL18-/D 2221, is the complaint of the petitioner.

2. Petitioner submits that it was in view of the non production of the original registration certificate that the respondent is refusing to accept the motor vehicles tax tendered by the petitioner. Though strictly in terms of Rule 4, respondent is justified in asking for production of the original registration certificates, in this case, I notice that the registration certificate is with the financier and it will not be possible to produce the same before 24th, when the last date for payment of Motor vehicles tax falls. It is submitted that if the petitioner is not permitted to make payment before the last date, all other penal consequences will also fall on the petitioner. It is in these circumstances, the present writ petition has been filed praying for the relief mentioned above.

3. Taking into account the impossibility of the petitioner

to make available the Registration Certificate at the time when the tax is paid, I direct that the respondent shall accept motor vehicles tax in respect of the stage carriage vehicle mentioned above without insisting on the production of the Registration Certificate. However, petitioner shall produce the Registration Certificate before the respondent before 30th of November, 2007 for making necessary endorsements.

Writ petition is disposed of as above.

ANTONY DOMINIC, JUDGE.

Rp